

Public Servants – Registration & Stamps Department – O.A.No.4017/2009 filed by Sri P.Sree Ramachandra Prabhu, Senior Assistant (Retd) before the Andhra Pradesh Administrative Tribunal for release of pensionary benefits – Orders of the Andhra Pradesh Administrative Tribunal dt.5-3-2009 – Implementation orders – Issued.

G.O.Rt.No. 656

- 1) G.O.Rt.No.768, Revenue (Vig.I) Dept. dt.9-4-2001.
- 2) Judgment dt.23-6-2003 of the ACB Court, Hyderabad In C.C.No.7/99.
- 3) From the C& I.G. of R&S, Hyderabad Letter No.Vig.1/34789/97, dt.1-2-2005.
- 4) Order of the APAT dt.5-3-2009, in O.A.No.4017/2009 Filed by Sri P.Ramachandra Prabhu.
- 5) Representation dt.18-3-2009 of Sri P.Ramachandra Prabhu, Sr.Asst.(Retd.).

ORDER:

Sri P.Sreeramachandra Prabhu, Junior Assistant O/o. Sub Registrar, Chikkadapaly was trapped by the Anti Corruption Bureau on 27-11-1997 when he demanded and accepted a bribe amount of Rs.200/- from the complainant. Government have accorded sanction for prosecution of Sri P.Ramachandra Prabhu vide G.O.Ms.No.747, Revenue (Regn.I) Department dt.9-4-2001 without prejudice to the judicial proceedings pending against him. In the reference 2nd read above, the Prl.Spl.Judge for SPE & ACB cases, Hyderabad in his judgment in C.C.No.7/1999 dated 23-6-2003 found him not guilty of the charges and accordingly acquitted him. The Director General, Anti Corruption Bureau has filed W.P. in the High Court against the above judgment of the Anti Corruption Bureau Court dt.23-6-2003 and the said appeal is pending in the High Court. The individual retired from service on 30-4-2006 on attaining the age of superannuation subject to outcome of the judgment in Criminal Appeal No.210/2004.

2. Sri P.Sreeramachandra Prabhu, Senior Assistant (Retd.) has filed O.A.No.4017/2009 for release of full pension, gratuity amount, regularizing the suspension period as duty, encashment of earned leave, fixation of pay in the revised scales etc. The Hon'ble Andhra Pradesh Administrative Tribunal in its interim orders dt.5-3-2009 in O.A.No.4017/2009 had issued the following direction:

"Pending disposal of the O.A., the Respondents are directed to release full pension and gratuity and other retirement benefits of the Applicant within a period of four weeks from the date of receipt of a copy of this orders"

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3. In the reference 5th read above, Sri P.Sreeramachandra Prabhu has put in a representation to Government stating among others that the Anti Corruption Bureau authorities have filed Criminal Appeal No.210/2004 in the Hon'ble High Court on 5-8-2004 against the Judgment of the Prel.Spl.Judge for SPE & ACB Cases, dt.23-6-2003 and that the Hon'ble High Court did not grant any interim suspension on the order of the trial court and as such the acquittal orders of the trial court stands good. Further, the Andhra Pradesh Administrative Tribunal has also directed to release full pension and gratuity and other retirement benefits within a period of 4 weeks. He has therefore requested to release all pensionary benefits and also to regularize the suspension period as duty, since he retired from service on 30-4-2006 and his health condition is also not good.

4. Government have carefully examined the representation of the individual, keeping in view the orders of the Andhra Pradesh Administrative Tribunal 4th read above and decided to implement the orders of the Andhra Pradesh Administrative Tribunal dt5-3-2009. Accordingly, Government direct that all pensionary benefits i.e. full pension, gratuity amount, encashment of earned leave etc. and other retirement benefits be released to the individual without prejudice to the outcome of the orders of the Hon'ble High Court in Criminal Appeal No.210/2004.

5. The Commissioner & Inspector General of Registration & Stamps is requested to take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.RATNA PRABHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner & Inspector General of
Registration & Stamps, Hyderabad.
Sri P.Sree Ramachandra Prabhu, H.No.B-189, Phase-I,
HUDA Housing Complex, Vanasthalipuram, Hyderabad.
Copy to:
The Accountant General, Andhra Pradesh, Hyderabad.
Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER